

**GOVERNMENT OF ANDHRA PRADESH  
ABSTRACT**

School Education - Secondary Education – Kum S.Bala Nirmala Grace formerly Head Mistress St. Ann's Girls High School Kakinada and present Head mistress P.R. Government Girls High School, Kakinada – Dismissal from service by the management of St. Ann's Girls High School – conformation of Dismissal Orders Issued.

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**EDUCATION (SE-PS.II) DEPARTMENT**

GO.Rt. No : 162

Dated: 07.03.2009  
Read the following

- 1) From the DSE Hyderabad Lr. Rc. No. 2138/D1-1/2002-1 Dt. 09.12.2003.
- 2) Orders of Hon'ble High Court dt. 03.1.2003 in W.P.No.8418/2002.
- 3) Orders of Hon'ble High Court dt. 30.4.2003 in W.A.No.682/2003.
- 4) From RJDSE, Kakinada Lr.Rc. No. 8233/B2/01, Dt.18.08.07 with Enquiry report of Retd. Dist. Munsif
- 5) Dismissal Orders issued by President Educational Society of the sisters of St. Joseph of Annecy, Visakhapatnam. Dt. 13.12.2003

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ORDER:-

The Director of School Education Hyderabad has brought to the notice of the Government that Kum.Bala Nirmala Grace while working as Head Mistress St. Ann's Girls High School, Kakinada committed certain financial irregularities as head Mistress in the school. The Management of St Ann's Girls High School, Kakinada placed her under suspension from 05.02.2001 and appointed Retired District Munsif as Enquiry Officer. She was served with a charge Memo and was called upon to submit her written statement. Aggrieved by this she approached Hon'ble High Court in W.P No.7830/2001. The Hon'ble High Court has directed the Regional Joint Director of School Education, Kakinada to examine the representation Dt.20.03.2001 and 18.04.2001 of the petitioner and pass appropriate orders. The Regional Joint Director of School Education, Kakinada conducted a personal hearing of both the parties and held that the management has not given adequate opportunity to the petitioner to be heard and the management was directed to reinstate Kum. Bala Nirmala Grace into service without prejudice to the fresh enquiry and to conduct enquiry de novo on the charges framed against the orders of Regional Joint Director of School Education, Kakinada in Rc. No. 1456/A2/2001, Dt.18.04.2002. The Management approached the Hon'ble High Court against the said orders. The Hon'ble High Court directed not to proceed any further disciplinary proceedings pending against Kum Bala Nirmala Grace.

2. Kum Bala Nirmala Grace submitted a representation to the Hon'ble Chief Minister requesting to reinstate her as Head Mistress and transfer her as Head Mistress to P.R. Government Girls High School, Kakinada to provide security to her life as the management is threatening her life.

P.T.O.

3. Government after examining the request of Kum Bala Nirmala Grace transferred her to P.R Govt. Girls High School, in relaxation of sub rule 17 of rule 10 of G.O Ms No.1 Education Dt.01.01.94 pending final orders of Hon'ble High Court in W.P.No.8418 of 2002 filed by the management of St Ann's Girls High School, Kakinada Kum Bala Nirmala Grace joined as Head Mistress P.R Government Girls High School Kakinada on 17.06.2002 and continuing as such.

4. The Hon'ble High Court in its final order Dt. 03.01.2003 in W.P No. 8418/02 ordered that:

" All the learned counsel have agreed that the enquiry would be started afresh from the stage at which the enquiry stood on 12.04.2001 i.e. from the stage of cross examination of the witness and adducing of evidence if any on both sides. It has also been submitted by the counsel for the third respondent that for the reasons best known to her the 3<sup>rd</sup> respondent did not file her explanation to the charge Memo and she now seeks permission of this court to file the explanation to the charge memo. In the circumstances, the 3<sup>rd</sup> respondent is permitted to file explanation to the charge memo within a period of four weeks from today and the concerned enquiry officer is directed to take into consideration the said explanation to the charge memo during the de novo enquiry. In view of fact that the 1<sup>st</sup> respondent passed orders transferring the 3<sup>rd</sup> respondent to P.R Government Girls High School Kakinada it would suffice if the interim order passed by this court on 03.10.2002 is vacated in the interests of the both parties and the 1<sup>st</sup> respondent is directed to implement the order dated 15.06.2002 by allowing the 3<sup>rd</sup> respondent to work at P.R Government Girls High School Kakinada"

5. Based on the orders of Hon'ble High court of Andhra Pradesh Kum. Bala Nirmala Grace submitted detailed explanation to the management. The management has directed her to attend enquiry before the Retired District Munsif. In the mean time Kum Bala Nirmala Grace submitted representation to the District Collector to appoint Deputy Educational officer (women) Kakinada to enquiry to the allegations leveled against her by the management. The management requested the Collector to stop the enquiry conducted by the Deputy Educational Officer (Women). The management filed writ appeal No.682/2003 in the Hon'ble High court with a prayer to direct Kum Bala Nirmala Grace to attend the enquiry conducted by retired District Munsif. The Hon'ble High Court in its order Dt.30.4.2003 in W.A. No. 682/2003 made the following:

"With consent of the learned counsel appearing for the parties the main appeal itself is taken up for hearing and disposed of with a direction that the disciplinary proceedings will be conducted in the premises of St. Ann's Girls High School, Kakinada and respondent No.3 will co-operate in the conduct of the disciplinary proceedings. In case, respondent No.3 will fail to co-operate, it will be permissible to the disciplinary authority to proceed in accordance with law"

6 Kum Bala Nirmala Grace attended the enquiry before the retired District Munsif.

7. Based on the enquiry report, the management held all charges proved against Kum Bala Nirmala Grace and imposed disciplinary penalty of dismissal from service upon Kum Bala Nirmala Grace former Head Mistress vide their order dt. 13.12.2003. Aggrieved by the said order Nirmala Grace has submitted representation to regularize the suspension period as duty.

8. Government have now examined the entire issue with reference to legal opinion and found that all the charges framed against Kum. Bala Nirmala Grace held proved in the independent enquiry of the retired District Munsif appointed by the management of the school it has been decided to confirm the orders of the management of the school dismissing S. Bala Nirmala Grace with immediate effect.

9. Government accordingly direct that Kum Bala Nirmala Grace Head Mistress formerly St. Ann's Girls High School and presently working as Head Mistress P.R Government High School Kakinada be dismissed from service with immediate effect.

10. This order issues with concurrence of Finance Department vide their U.O No.37433/816/FR.II/2008, Dated: 06.01.2009.

11. The Director of School Education, Hyderabad is requested to take necessary action accordingly.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

**K.R.KISHORE**  
**PRINCIPAL SECRETARY TO GOVERNMENT**

To

The Director of School Education, Hyderabad

The Regional Joint Director of School Education, Kakinada

Copy to:

The Correspondent, P.R Government Girls High School, Kakinada

//FORWARDED::BY ORDER//

SECTION OFFICER